SINGLE BENCH (3)

CF/1002 (2)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

WRIT PETITION (S) 5014 **/2006 S.B**

PETITIONER **SMT. ALAKNANDA DUTTA (PAUL)**
w/o Shri Pulak Paul Aged About 32 Yrs By. Post-Upper Division Teacher Govt. Higher Secoundry School Dharampura, Jagdalpur , District Bastar (C.G.)

P.R. No. 503206 Presented by Smt. B.K. Sahu dated 11/9/06

VERSUS

RESPONDENTS

1. **State of Chhattisgarh**
Through the Secretary,
Department of Tribal Welfare
Department, D.K.S. Bhavan,
Mantralya Raipur.(C.G.)

2. **Under Secretary ,**
Department of Tribal Welfare
Department, D.K.S. Bhavan,
Mantralya Raipur.(C.G.)

11/9/06

3. **Assistant Commissioner**
Tribal Welfare
Jagdalpur, Bastar (C.G.)

4. **Principal,**
Govt. Higher Secoundry School Dharampura, Jagdalpur , District Bastar (C.G.)

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WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN THE NATURE OF CERTIORARI MANDAMUS ETC

(23)

HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P. No. 5014 of 2006

Petitioner Smt. Alaknanda Dutta (Paul)

Versus

Respondents State of Chhattisgarh and others

SB: Hon'ble Mr. Justice Satish K. Agnihotri, J

Shri Avinash K. Mishra, Advocate for the petitioner.

Smt. Anju Ahuja, Deputy Government Advocate for the respondents.

ORDER

(13th September, 2006)

The following order of the Court is passed by **Satish K. Agnihotri, J.**

1. The petitioner who was working as Upper Division Teacher in Government Higher Secondary School, Dharampura, Jagdalpur, District- Bastar and was transferred vide order dated 4th July, 2006 (Annexure P/1), has filed this petition impugning the transfer order on the ground that the transfer has been made to a place for which she has never made an application.

2. At this point, learned counsel confines his prayer seeking permission of this Court to pursue her representation dated 12th July, 2006 (Annexure P/3), pending before the respondent No.2. Learned counsel appearing for the other side has no objection to the prayer made by learned counsel for the petitioner.

3. Accordingly, this petition is dismissed as withdrawn with the above stated liberty. However, in the facts and circumstances of the case the respondent No.2 is directed to consider the pending representation dated 12th July, 2006 (Annexure P/3) and decide the same on its own merit, in accordance with law, within a period of two weeks from the date of receipt of copy of this order. No order, as to costs.

Sd/-
Satish K. Agnihotri
Judge

Thakur